IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 5338 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE D.P.BUCH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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ROHITBHAI KISHOREBHAI METHA

Versus

STATE OF GUJARAT

Appearance:

1. Criminal Misc.Application No. 5338 of 2001

HL PATEL ADVOCATES for Petitioner No. 1

PUBLIC PROSECUTOR for Respondent No. 1

CORAM : MR.JUSTICE D.P.BUCH

Date of decision: 19/07/2001

ORAL JUDGEMENT

1. Rule. Mr. R.C. Kodhekar, learned A.P.P. waives the service on behalf of the State. With the consent of the learned Advocates for the parties, this

application is heard and disposed of finally.

2. This application is filed by the petitioner above named for enlargement of the petitioner temporary on bail in connection with Navrangpura Police Station, Crime Register No. I 232/2001 relating to offences punishable under Section 420, 467, 468 and 471 of the Indian Penal Code. It is the contention of the petitioner that the petitioner is in jail and his wife has delivered a child on 17th July, 2001 and as the child is operated he is required to attend his ailing wife and the child in hospital. Therefore, temporary bail has been sought for.

3. After hearing the learned Advocate for the parties and looking to the facts and circumstances of the case, this application is allowed. The petitioner above named is ordered to be released on temporary bail on his furnishing PR Bond in the sum of Rs. 50,000/- & with surety of like amount on following conditions:-

(i) The petitioner shall not induce or threaten the witnesses of the prosecution .

(ii) The petitioner shall surrender back to the custody by or before 12 : noon on 31st July, 2001.

4. The petitioner shall stay in Pushp Nursing Home for attending the ailing child at Ahmedabad. The petitioner shall not leave Ahmedabad city during the above period. Rule is made absolute. Direct service is permitted.

(D.P. BUCH,J.)

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